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13510CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Leake *et al.* Examiner: To be assigned  
 Serial No.: 10/613,077 Group Art Unit: 1623  
 Filed: July 1, 2003  
 For: *Stabilized Polynucleotides for Use in RNA Interference*  
 Customer No.: 23719 Kalow & Springut LLP  
                   488 Madison Avenue, 19th Floor  
                   New York, New York 10022

December 9, 2004

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

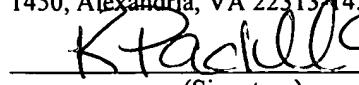
INFORMATION DISCLOSURE STATEMENT

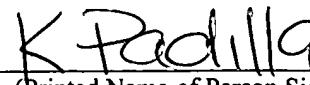
Commissioner for Patents:

In accordance with 37 C.F.R. §§ 1.56 and 1.97 through 1.98, Applicants wishes to make known to the Patent and Trademark Office the references set forth on the attached form PTO-1449 (other than the U.S. Patent Publication). As to any reference supplied, Applicants do not admit that it is "prior art" under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 C.F.R. § 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with Applicants' duty to disclose all information of which they are aware and believe relevant to the examination of the above-identified application, Applicants believe that their invention is patentable.

Certificate of Mailing Under 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited on the date shown below with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
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12/9/2004.  
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 (Date)

Applicants: Leake *et al.*  
Serial No.: 10/613,077  
Filed: July 1, 2003  
Information Disclosure Statement  
Page 2

**I. U.S. PATENT DOCUMENT**

| <b><u>Publication No.</u></b>               | <b><u>Publication Date</u></b> | <b><u>Title</u></b>  |
|---|--------------------------------|--|
| US 2004/0167090 to<br>Monahan <i>et al.</i> | August 26, 2004                | Covalent Modification Of RNA<br>For In Vitro And In Vivo<br>Delivery |

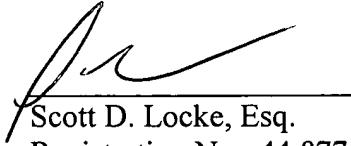
**II. NON PATENT PUBLICATIONS**

Rossi, J., "A Cholesterol Connection in RNAi," Nature, Vol. 432, pp. 155-156 (November 2004).

Soutschek, J., *et al.*, "Therapeutic Silencing of an Endogenous Gene by Systemic Administration of Modified siRNAs," Nature, Vo. 432, pp. 173-178, (November 2004).

Because no action has been taken on the merits, Applicants submit that no fee is due at this time. However, if a fee is deemed necessary, please charge Deposit Account No. 11-0171.

Respectfully submitted,



\_\_\_\_\_  
Scott D. Locke, Esq.  
Registration No.: 44,877  
Attorney for Applicant

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(212) 813-1600

**INFORMATION DISCLOSURE CITATION**  
*(Use several sheets if necessary)*

DEC 13 2004

Docket Number (Optional)  
**13510 CIP**

Application Number  
**10/613,077**

Applicant(s)  
**Leake et al.**

Filing Date  
**July 1, 2003**

Group Art Unit  
**1623**

**U.S. PATENT DOCUMENTS**

| *EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|-------------------|-----|-----------------|------|------|-------|----------|----------------------------|
|                   |     |                 |      |      |       |          |                            |
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|                   |     |                 |      |      |       |          |                            |
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**U.S. PATENT APPLICATION PUBLICATIONS**

| *EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE      | NAME           | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|-------------------|-----|-----------------|-----------|----------------|-------|----------|----------------------------|
|                   |     | US 2004/0167090 | 8/26/2004 | Monahan et al. |       |          |                            |
|                   |     |                 |           |                |       |          |                            |
|                   |     |                 |           |                |       |          |                            |
|                   |     |                 |           |                |       |          |                            |
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**FOREIGN PATENT DOCUMENTS**

| REF | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation |    |
|-----|-----------------|------|---------|-------|----------|-------------|----|
|     |                 |      |         |       |          | YES         | NO |
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|     |                 |      |         |       |          |             |    |
|     |                 |      |         |       |          |             |    |
|     |                 |      |         |       |          |             |    |

**OTHER DOCUMENTS** *(Including Author, Title, Date, Pertinent Pages, Etc.)*

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| Rossi, J., "A Cholesterol Connection in RNAi," Nature, Vol. 432, pp. 155-156 (November 2004).  |
| Soutschek, J., et al., "Therapeutic Silencing of an Endogenous Gene by Systemic Administration of Modified siRNAs," Nature, Vo. 432, pp. 173-178, (November 2004). |

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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.